

### **REMARKS**

Claims 2 and 3 are currently pending in the subject reissue application.

In the Office Action dated 03 May 2011, the Examiner stated that the Declaration filed with the application is defective, and rejected claims 2 and 3 as being based on a defective reissue declaration. Applicant is submitting herewith an executed Reissue Application Declaration by the Inventor which addresses the issues raised by the Examiner.

The Examiner also objected to page 2 of the subject Specification. Applicant has amended the Specification in this Amendment H, and respectfully requests that the Examiner enter this amendment to the subject reissue application.

This correction to the subject Specification does not change the content of the reissue application, and therefore does not constitute the addition of new matter.

On December 17, 2009, Applicant filed a Supplemental Amendment requesting that the Statement Regarding Federal Rights be inserted into the Specification. Applicant requests that this insertion be made.

In view of the discussion hereinabove, applicant believes that claims 2 and 3 are in condition for allowance, and such action by the Examiner at an early date is earnestly solicited.

Reexamination and reconsideration are respectfully requested.

Date: 26<sup>th</sup> day of July 2011

Respectfully submitted,

COCHRAN FREUND & YOUNG LLC

BY: 

Samuel M. Freund

Registration No.: 30,459

2026 Caribou Drive, Suite 201

Fort Collins, CO 80525

Phone: (970) 492-1100

Fax: (970) 492-1101

Customer No.: 27479